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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT TACOMA

8 ARDELL JOSHUA SHAW,

9 Plaintiff,

10 v.

11 KAREN BRUNSON, et al.,

12 Defendants.

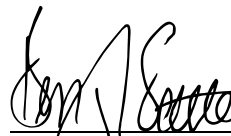
Case No. C08-5481BHS

ORDER ADOPTING REPORT
AND RECOMMENDATION AND
DISMISSING COMPLAINT

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14 This matter comes before the Court on the Report and Recommendation of the
15 Honorable J. Richard Creatura, United States Magistrate Judge (Dkt. 27). The Court having
16 considered the Report and Recommendation and the remaining record, and no objections by
17 Plaintiff having been filed, does hereby find and order:

- 18 (1) The Court adopts the Report and Recommendation; and
19 (2) Defendant Maxfield should be **DISMISSED WITHOUT PREJUDICE** for
20 failure to serve. Defendant Brunson should be **DISMISSED WITH**
21 **PREJUDICE** for lack of personal participation.

22 DATED this 27th day of October, 2009.

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25 BENJAMIN H. SETTLE
26 United States District Judge
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ORDER